



**State of New Hampshire**  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-3501 FAX (603) 271-6683



**LETTER OF DEFICIENCY**

No. WD SS 03-09

October 21, 2003

Mr. Kevin McCauley  
PO Box 2098  
Hillsborough, NH 03244

RE: Town of Hillsboro Map 1, Lot 21

Dear Mr McCauley

On October 1, 2003, personnel from the Department of Environmental Services, Water Division ("DES") received information from the Town of Hillsborough concerning your property described as Lot # 21, on Tax Map # 1, and located off of E. Washington Road, Hillsborough, NH, 03244 ("the Property"). The purpose of their inspection was to determine whether you were in compliance with RSA 485-A and it's implementing regulations, the Subdivision and Individual Sewage Disposal System Design Rules, Env-Ws 1000 ("the Rules").

As a result of the information received, the following deficiencies were noted:

- 1 3 residential structures exist on the Property
2. You only have a DES permit for one septic system
- 3 The Town of Hillsboro requires subdivision approval to construct more than one residential structure on a lot
- 4 You have not received subdivision approval from the Town of Hillsboro.
- 5 RSA 485-A:29-44 require subdivision approval of lots where the Town requires such approval for multiple residential structures on the lot.

6. You have 2 additional septic systems installed to serve the 2 additional residential structures, but do not have DES permits for those systems.

DES expects the above deficiencies to be permanently corrected within 30 days by initiating and completing the following measures:

1. Engage a permitted septic system designer to prepare and submit subdivision plans and septic system plans and specifications to DES for the total waste load generated on the Property.
2. Obtain approval to construct the systems.
3. Construct and obtain approval to cover and use the systems.
4. Operate and maintain the systems in accordance with NH Administrative Rule Env-Ws 1023.

DES believes the cited deficiencies will be corrected within 30 days and a report describing the corrective measures can be submitted to this office within 35 days of receipt of this letter.

In the event compliance is not achieved within this period, DES may take further action against you, including issuing an order requiring the above items to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. In addition, DES personnel will inspect the Property at a later date to determine whether you have come into, and are maintaining, full compliance with all applicable statutes and directives.

The written report as requested above should be addressed as follows:

Richard J. de Seve, SSB, DES  
Department of Environmental Services  
6 Hazen Drive, PO Box 95  
Concord, NH 03302-0095

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Your prompt cooperation is appreciated. Should you have any questions regarding this letter, please contact Richard J. de Seve at 271-3442.

Sincerely

**COPY**

William E. Evans, P.E.  
Administrator  
Subsurface Systems Bureau

WEE/RJD

CERTIFIED MAIL 7099 3400 0003 0696 1784

Cc: James G. Falicon, SSB, DES

Gretchen C. Rule, Enforcement Coordinator, DES✓

Board of Selectmen, Town of Hillsborough

Richard J. de Seve, SSB, DES